

B. REMARKS

The Examiner is thanked for the performance of a thorough search. By this amendment, Claims 1-5 have been canceled. Hence, Claims 6-23 are pending in this application. All issues raised in the Office Action mailed September 11, 2007 are addressed hereinafter.

RESTRICTION REQUIREMENT—CONFIRMATION OF ELECTION

The undersigned hereby confirms the prior oral election for examination of Claims 6-23 without traverse.

REJECTION OF CLAIMS 6-23 UNDER NON-STATUTORY DOUBLE PATENTING

Claims 6-23 are rejected under non-statutory double patenting as being unpatentable over Claims 1-27 of U.S. Patent No. 6,700,890. A proper terminal disclaimer complying with 37 CFR 3.73(b) is filed herewith. Accordingly, reconsideration withdrawal of the double patenting rejection is respectfully requested.

CONCLUSION

It is respectfully submitted that all of the pending claims are in condition for allowance and the issuance of a notice of allowance is respectfully requested. If there are any additional charges, please charge them to Deposit Account No. 50-1302.

The Examiner is invited to contact the undersigned by telephone if the Examiner believes that such contact would be helpful in furthering the prosecution of this application.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

/EdwardABecker#37777/

Edward A. Becker

Reg. No. 37,777

Date: February 6, 2008

2055 Gateway Place, Suite 550
San Jose, CA 95110
(408) 414-1204
Facsimile: (408) 414-1076